SINGLE BENCH (3)

WP 1002

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

WRIT PETITION NO. 1660/2005 (S.B.)

Service matter

PETITIONER : Kanhaiyalal Mahilane, S/o.Shri Gobbarro, Aged about 53 yrs., R/o. Jailpara, Raigarh, Po & Distt.- Raigarh (C.G.).

VERSUS

RESPONDENTS: 1) State of Chhattisgarh , Through : Secretary, Finance Deptt, Mantralay, D.K.S. Bhawan, P.O.-2, Distt.- Raipur (C.G.).

2) Collector, Raigarh (C.G.)

3) Treasuring Officer, Collectorate, Raigarh, (C.G.).

P.R. No. 1891/05 Presented by Shri K.L. Kaushik dated 27.09.05

PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION - FOR ISSUANCE OF A WRIT OF CERTIORARI AND MANDAMUS AND ANY OTHER WRIT / DIRECTION / ORDER.

(16)

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 1437/2005 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	10-5-2005 Shri B. R. Ghosh, counsel for the petitioner. Shri Sudhir Agrawal, P.L. for the State/respondents. Heard both the counsel. The petitioner has preferred this writ petition under Article 226/227 of the Constitution of India seeking relief that respondents be directed to stay the operation of the order Annexure-P/1 dated 4-4-2005 till the matter of recovery is finally decided by the appellate authority. Learned counsel for the petitioner submitted that the appeal against the said order has already been preferred and stay till the limitation for filing an appeal be granted so that he can move the appellate authority for grant of stay against the impugned order. As the appeal has already been preferred, therefore, the petitioner is at liberty to move for stay before the appellate authority and the appellate authority to pass appropriate order in accordance with law. With the direction aforesaid, the petition stands disposed of. Consequently, M.(W.)P. No.1437/2005 and I.A. No.3492/2005 also stand disposed of. Parties are entitled for certified copy of this order. **Sd/-** **L.C.BHADOO** **Judge**	

Bajpai
13.05
24.5.05